

# *Supreme Court*

## *2002 Annual Caseload*

### *Report*

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# Supreme Court Highlights

## Filings

- Washington's Supreme Court received a grand total of 1,538 new cases in 2002, including 680 petitions for review (44.2% of total new caseload), 428 discretionary reviews (27.8% of new caseload), 159 attorney admission and discipline matters (10.3%), 124 personal restraint petitions (8.1%), 68 notices of appeal (4.4%), 78 other reviews (expenditures of public funds, actions against state officers, cases certified from federal court, and miscellaneous motions for review - a combined 5.1% of new caseload), and one death penalty case.
- Attorney admission and discipline matters were down 34.0% over the prior year, with 159 cases in 2002 as contrasted with 241 in 2001. Expenditures of public funds went up 21 cases (from 40 to 61). Otherwise, Supreme Court caseload was comparable in size and make-up to 2001.
- While petitions for review continued, as in recent years, to split fairly evenly between criminal (53.8%) and civil (46.2%) matters, only four (5.9%) of 2002's 68 notices of appeal were criminal in nature. This is a shift from the historically stable split of 15-20% criminal, and 80-85% civil.

## Dispositions

- The Supreme Court disposed of 1,328 appeals, petitions for review, and other reviews, combined. This generally kept pace with the 1,369 new cases filed in those review types during the same time period.
- Two-thirds (67.2%) of dispositions were reviews that were not accepted. Opinions were written for 129 cases (9.7% of all dispositions). The remaining dispositions were transfers to the Court of Appeals (8.9%), dismissals (5.3%), and other terminations (9.0%).

## Pending

- At year's end, the Supreme Court had 602 cases pending decision. This is 7.1% higher than the 562 cases pending at the end of 2001, but is still below 2000's high of 735 cases.
- Over half (60.3%) of the pending cases were set and awaiting hearing. A quarter (26.4%) of the pending cases were not yet ready for setting, as further pleadings were awaited. Opinions/orders were in process for just under a tenth (8.8%) of pending cases, and the remaining 3.5% were stayed.

# Supreme Court Glossary

This glossary is included to assist in understanding the statistical tables.

## Filings

**Notice Of Appeal** - A review of a trial court decision in these select circumstances: review is authorized statutorily; an issue of constitutionality is involved; conflicting appellate decisions are at issue; questions of public importance are raised; or, the death penalty was decreed. Notices of appeal directly following a judgment in a superior court as a matter of right must be filed within 30 days. Notices of appeal are categorized into criminal and civil appeals.

Cases opened on notice of appeal can reach the Supreme Court by these means: direct appeal from trial court; certification by the Court of Appeals; granting of a motion to transfer an appeal from the Court of Appeals; or an administrative transfer initiated by the Supreme Court to relieve pressure on the Court of Appeals or because a similar case is already being heard by the Supreme Court.

**Petitions For Review** - A review of any Court of Appeals' decision terminating review. The Supreme Court only accepts reviews of decisions that conflict with other Supreme Court or Court of Appeals' decisions, that involve a significant question of law under the federal or state constitution, or that concern "an issue of substantial public interest..." (Rules of Appellate Procedure (RAP) 13.4).

**Other Reviews** - The five following categories are grouped under the title "Other Reviews": personal restraint petitions, discretionary reviews, original actions against state officers, petitions for expenditures of public funds, and reviews certified from federal court.

**Personal Restraint Petition** - A petition to seek relief from limitations on a person's freedom due to current or imminent confinement. The Supreme Court normally exercises its jurisdiction over such petitions by transferring them to the Court of Appeals (RAP 16.5).

**Discretionary Review** - A review of interlocutory orders of the superior court. Reviews made prior to a final determination of the case, in which a party argues that the trial court has committed an error pursuant to RAP 2.3(b). Discretionary reviews are in the purview of the Supreme Court under most of the same conditions that apply for notices of appeal. The Supreme Court may be requested by motion for discretionary review, to review interlocutory Court of Appeals' decisions, and decisions on personal restraint petitions.

**Actions Against State Officers** - Both the Supreme Court and the superior courts have concurrent original jurisdiction over a petition against a state officer in the nature of quo warranto, prohibition, and mandamus (RAP 16.2), generally preventing a continued exercise of authority unlawfully asserted.

**Petitions For Expenditures Of Public Funds** - Petitions for expenditure from the indigent defense fund (RAP 15.2).

**Certified From Federal Court** - Reviews certified to determine a question of state law which does not involve a question determined by reference to the United States Constitution (RAP 16.16).

## Dispositions

Cases are considered officially disposed in the Supreme Court as soon as a decision terminating review is filed with the Supreme Court Clerk.

**Opinions** - Those cases which were reviewed by the Court and had an opinion written.

**Motion On The Merits** - Termination of a review due to the granting of a motion on the merits (RAP 18.14).

**Dismissed** - An order, issued by the Court, dismissing the review prior to a determination of the merits. The commissioner or clerk may dismiss a review for failure to comply with procedures. The Court, on motion of a party, may dismiss a review if the review is frivolous, moot, or solely for the purpose of delay. Also, the Court may dismiss reviews for want of prosecution or for failure to comply with procedures (RAP 18.9).

**Transferred To Court Of Appeals** - To promote the orderly administration of justice, the Supreme Court may, on its own initiative or on motion of a party, transfer a case to the Court of Appeals.

**Review Not Accepted** - Reviews disposed through this manner are not accepted because they fail to meet the requirements of review stated in Rule 2 and Rule 13 of the Rules of Appellate Procedure. These requirements are summarized in the above glossary definitions for each review type.

**Terminated** - An order issued by the Court terminating the review before an opinion is rendered. An order to terminate a review would result if, for example, a petitioner decided to withdraw the review.

## Pending

**Case Stayed** - Those cases temporarily arrested or removed from judicial processing by order of the Court.

**Ready For Setting** - Those cases within the stages of perfection which have at minimum had the briefs filed but have yet to be set on the Court calendar for review.

**Not Ready For Setting** - Those cases within the stages of perfection which are ready for consideration but have yet to file further pleadings.

**Set For Motion On The Merits** - Those cases which have been set on the motion on the merits calendar (RAP 18.14).

**Set For Oral Argument** - Those cases which have progressed to the point at which all briefs were filed and served and have been set for review.

**Opinion/Order In Process** - Those cases which have been reviewed by the Court but have yet to receive a decision.

## Mandated

A decision is mandated by the Clerk of the Supreme Court with a written notification of the Court's decision to the originating court and the parties involved.

The Supreme Court  
Court Activity, 2002

	-----Appeals-----			-Petitions For Review-			-----Other Reviews-----						
	Criminal	Civil	Total	Criminal	Civil	Total	Personal Restraint	Discr. Review	OASO2	Exp Pub Funds	Cert Fed Court	Total	All Reviews
<b>FILINGS<sup>1</sup></b>													
New Filings	4	56	60	366	314	680	108	424	4	61	4	601	1,341
Transfers	0	8	8	0	0	0	16	4	0	0	0	20	28
<b>Total Filings</b>	<b>4</b>	<b>64</b>	<b>68</b>	<b>366</b>	<b>314</b>	<b>680</b>	<b>124</b>	<b>428</b>	<b>4</b>	<b>61</b>	<b>4</b>	<b>621</b>	<b>1,369</b>
<b>DISPOSITIONS</b>													
Opinions	2	14	16	46	45	91	1	20	0	0	1	22	129
Motion on the Merits	0	0	0	0	0	0	0	0	0	0	0	0	0
Dismissed	1	11	12	6	8	14	28	13	2	1	0	44	70
Transferred	2	34	36	0	0	0	79	3	0	0	0	82	118
Review Not Accepted	2	3	5	259	221	480	4	403	0	0	0	407	892
Other Terminations	0	5	5	18	12	30	6	13	2	63	0	84	119
<b>Total Disposed</b>	<b>7</b>	<b>67</b>	<b>74</b>	<b>329</b>	<b>286</b>	<b>615</b>	<b>118</b>	<b>452</b>	<b>4</b>	<b>64</b>	<b>1</b>	<b>639</b>	<b>1,328</b>
<b>PENDING AT YEAR END</b>													
Cases Stayed	0	1	1	6	5	11	7	2	0	0	0	9	21
Case Ready	0	0	0	2	0	2	0	2	0	0	2	4	6
Case Not Ready	3	32	35	15	8	23	29	65	0	7	0	101	159
Set for Motion on Merits	0	0	0	0	0	0	0	0	0	0	0	0	0
Set for Oral Argument	1	0	1	186	172	358	0	4	0	0	0	4	363
<b>Total Awaiting Hearing</b>	<b>4</b>	<b>33</b>	<b>37</b>	<b>209</b>	<b>185</b>	<b>394</b>	<b>36</b>	<b>73</b>	<b>0</b>	<b>7</b>	<b>2</b>	<b>118</b>	<b>549</b>
Opinion/Order in Process	0	10	10	16	21	37	0	3	1	0	2	6	53
<b>Total Pending Decision</b>	<b>4</b>	<b>43</b>	<b>47</b>	<b>225</b>	<b>206</b>	<b>431</b>	<b>36</b>	<b>76</b>	<b>1</b>	<b>7</b>	<b>4</b>	<b>124</b>	<b>602</b>
<b>MANDATED</b>													
Opinions	1	12	13	42	50	92	2	18	0	0	1	21	126
Other	7	54	61	281	238	519	117	432	2	64	0	615	1,195
<b>Total Mandated</b>	<b>8</b>	<b>66</b>	<b>74</b>	<b>323</b>	<b>288</b>	<b>611</b>	<b>119</b>	<b>450</b>	<b>2</b>	<b>64</b>	<b>1</b>	<b>636</b>	<b>1,321</b>

1 In addition to counts shown above, the Supreme Court also handles reviews of death penalty cases (1 in 2002), attorney admission and discipline matters (159 in 2002), and miscellaneous motions for review (9 in 2002). Planned information technology improvements in the coming year should enable more thorough reporting in these matters in the future.

2 Original Actions Against State Officers.

The Supreme Court  
History of Filings<sup>1</sup>, 1998-2002

	1998	1999	% Chg2	2000	% Chg2	2001	% Chg2	2002	% Chg2
APPEALS									
Criminal	11	10	. %	11	. %	14	. %	4	. %
Civil	59	54	-8.5%	52	-3.7%	57	9.6%	64	12.3%
Total Appeals	70	64	-8.6%	63	-1.6%	71	12.7%	68	-4.2%
PETITIONS FOR REVIEW									
Criminal	417	444	6.5%	412	-7.2%	373	-9.5%	366	-1.9%
Civil	319	339	6.3%	319	-5.9%	326	2.2%	314	-3.7%
Total Petitions for Review	736	783	6.4%	731	-6.6%	699	-4.4%	680	-2.7%
OTHER REVIEWS									
Personal Restraint Petitions <sup>3</sup>	39	125	220.5%	283	126.4%	142	-49.8%	124	-12.7%
Discretionary Review	316	388	22.8%	436	12.4%	434	-0.5%	428	-1.4%
Actions Against State Officers	10	7	. %	12	. %	5	. %	4	. %
Expenditures of Public Funds	46	55	19.6%	33	-40.0%	40	21.2%	61	52.5%
Certified Federal Court	4	9	. %	0	. %	2	. %	4	. %
Total Other Reviews	415	584	40.7%	764	30.8%	623	-18.5%	621	-0.3%
Total Filed	1,221	1,431	17.2%	1,558	8.9%	1,393	-10.6%	1,369	-1.7%

1 In addition to counts shown above, the Supreme Court also handles reviews of death penalty cases (1 in 2002), attorney admission and discipline matters (159 in 2002), and miscellaneous motions for review (9 in 2002). Planned information technology improvements in the coming year should enable more thorough reporting in these matters in the future.

2 Percentages are not provided when numbers are small (less than 30).

3 The overwhelming majority of personal restraint petitions that were filed in 2000 and stayed as of 12/31/2000, were awaiting the opinion in In re Personal Restraint of Matteson, 142 Wn.2d 298, 12 P.3d 585 (2000). That opinion was filed 11/02/2000, and Certificate of Finality was issued 1/24/2001. The stayed cases were dismissed in 2001.

The Supreme Court  
History of Dispositions, 1998-2002

	1998	1999	% Chg1	2000	% Chg1	2001	% Chg1	2002	% Chg1
APPEALS									
Criminal	8	11	. %	17	. %	17	. %	7	. %
Civil	92	61	-33.7%	62	1.6%	42	-32.3%	67	59.5%
Total Appeals	100	72	-28.0%	79	9.7%	59	-25.3%	74	25.4%
PETITIONS FOR REVIEW									
Criminal	440	425	-3.4%	475	11.8%	340	-28.4%	329	-3.2%
Civil	349	341	-2.3%	321	-5.9%	309	-3.7%	286	-7.4%
Total Petitions for Review	789	766	-2.9%	796	3.9%	649	-18.5%	615	-5.2%
OTHER REVIEWS									
Personal Restraint Petitions <sup>2</sup>	37	65	75.7%	53	-18.5%	413	679.2%	118	-71.4%
Discretionary Review	336	370	10.1%	428	15.7%	432	0.9%	452	4.6%
Actions Against State Officers	17	6	. %	12	. %	5	. %	4	. %
Expenditures of Public Funds	57	51	-10.5%	43	-15.7%	34	-20.9%	64	88.2%
Certified Federal Court	7	5	. %	6	. %	1	. %	1	. %
Total Other Reviews	454	497	9.5%	542	9.1%	885	63.3%	639	-27.8%
Total Disposed	1,343	1,335	-0.6%	1,417	6.1%	1,593	12.4%	1,328	-16.6%

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2 The overwhelming majority of personal restraint petitions that were filed in 2000 and stayed as of 12/31/2000, were awaiting the opinion in In re Personal Restraint of Matteson, 142 Wn.2d 298, 12 P.3d 585 (2000). That opinion was filed 11/02/2000, and Certificate of Finality was issued 1/24/2001. The stayed cases were dismissed in 2001.

The Supreme Court  
History of Pending Cases, 1998-2002

	1998	1999	% Chg1	2000	% Chg1	2001	% Chg1	2002	% Chg1
APPEALS									
Criminal	19	16	. %	12	. %	7	. %	4	. %
Civil	52	43	-17.3%	32	-25.6%	48	50.0%	43	-10.4%
Total Appeals	71	59	-16.9%	44	-25.4%	55	25.0%	47	-14.5%
PETITIONS FOR REVIEW									
Criminal	202	184	-8.9%	158	-14.1%	191	20.9%	225	17.8%
Civil	167	147	-12.0%	163	10.9%	179	9.8%	206	15.1%
Total Petitions for Review	369	331	-10.3%	321	-3.0%	370	15.3%	431	16.5%
OTHER REVIEWS									
Personal Restraint Petitions <sup>2</sup>	11	88	. %	301	242.0%	29	. %	36	. %
Discretionary Review	74	78	5.4%	64	-17.9%	97	51.6%	76	-21.6%
Actions Against State Officers	1	4	. %	1	. %	1	. %	1	. %
Expenditures of Public Funds	10	6	. %	4	. %	9	. %	7	. %
Certified Federal Court	2	6	. %	0	. %	1	. %	4	. %
Total Other Reviews	98	182	85.7%	370	103.3%	137	-63.0%	124	-9.5%
Total Pending Decision	538	572	6.3%	735	28.5%	562	-23.5%	602	7.1%

1 Percentages are not provided when numbers are small (less than 30).

2 The overwhelming majority of personal restraint petitions that were filed in 2000 and stayed as of 12/31/2000, were awaiting the opinion in In re Personal Restraint of Matteson, 142 Wn.2d 298, 12 P.3d 585 (2000). That opinion was filed 11/02/2000, and Certificate of Finality was issued 1/24/2001. The stayed cases were dismissed in 2001.

The Supreme Court  
Court Activity, All Reviews, 1998-2002

	1998	1999	% Chg1	2000	% Chg1	2001	% Chg1	2002	% Chg1
<b>FILINGS</b>									
New Filings	1,209	1,414	17.0%	1,533	8.4%	1,372	-10.5%	1,341	-2.3%
Transfers	12	17	. %	25	. %	21	. %	28	. %
Total Filings	1,221	1,431	17.2%	1,558	8.9%	1,393	-10.6%	1,369	-1.7%
<b>DISPOSITIONS</b>									
Opinions	148	131	-11.5%	105	-19.8%	136	29.5%	129	-5.1%
Motion on the Merits	1	1	. %	0	. %	0	. %	0	. %
Dismissed	63	50	-20.6%	50	0.0%	342	584.0%	70	-79.5%
Transferred	82	89	8.5%	74	-16.9%	114	54.1%	118	3.5%
Review Not Accepted	969	968	-0.1%	1,052	8.7%	898	-14.6%	892	-0.7%
Other Terminations	80	96	20.0%	136	41.7%	103	-24.3%	119	15.5%
Total Disposed	1,343	1,335	-0.6%	1,417	6.1%	1,593	12.4%	1,328	-16.6%
<b>PENDING AT YEAR END</b>									
Case Stayed <sup>2</sup>	5	79	. %	287	263.3%	27	. %	21	. %
Case Ready	8	18	. %	13	. %	11	. %	6	. %
Case Not Ready <sup>3</sup>	436	394	-9.6%	117	-70.3%	171	46.2%	159	-7.0%
Set for Motion on the Merits	0	0	. %	0	. %	0	. %	0	. %
Set for Oral Argument <sup>3</sup>	33	42	27.3%	258	514.3%	299	15.9%	363	21.4%
Total Awaiting Hearing	482	533	10.6%	675	26.6%	508	-24.7%	549	8.1%
Opinion/Order in Process	56	39	-30.4%	60	53.8%	54	-10.0%	53	-1.9%
Total Pending Decision	538	572	6.3%	735	28.5%	562	-23.5%	602	7.1%
<b>MANDATED</b>									
Opinions	158	132	-16.5%	103	-22.0%	130	26.2%	126	-3.1%
Other	1,201	1,200	-0.1%	1,289	7.4%	1,457	13.0%	1,195	-18.0%
Total Mandated	1,359	1,332	-2.0%	1,392	4.5%	1,587	14.0%	1,321	-16.8%

1 Percentages are not provided when numbers are small(less than 30).

2 The overwhelming majority of personal restraint petitions that were filed in 2000 and stayed as of 12/31/2000, were awaiting the opinion in In re Personal Restraint of Matteson, 142 Wn.2d 298, 12 P.3d 585 (2000). That opinion was filed 11/02/2000, and Certificate of Finality was issued 1/24/2001. The stayed cases were dismissed in 2001.

3 Programming improvements in 2000 more accurately categorize cases that were set for the motion calendar as "Set for Oral Argument." Previously, these cases were categorized as "Cases Not Ready."

The Supreme Court  
Court Activity, Criminal Appeals, 1998-2002

	1998	1999	% Chg1	2000	% Chg1	2001	% Chg1	2002	% Chg1
FILINGS									
New Filings	10	8	. %	4	. %	8	. %	4	. %
Transfers	1	2	. %	7	. %	6	. %	0	. %
Total Filings	11	10	. %	11	. %	14	. %	4	. %
DISPOSITIONS									
Opinions	3	8	. %	8	. %	5	. %	2	. %
Motion on the Merits	0	0	. %	0	. %	0	. %	0	. %
Dismissed	1	0	. %	1	. %	4	. %	1	. %
Transferred	4	1	. %	3	. %	2	. %	2	. %
Review Not Accepted	0	1	. %	4	. %	3	. %	2	. %
Other Terminations	0	1	. %	1	. %	3	. %	0	. %
Total Disposed	8	11	. %	17	. %	17	. %	7	. %
PENDING AT YEAR END									
Case Stayed	0	0	. %	0	. %	0	. %	0	. %
Case Ready	2	0	. %	0	. %	1	. %	0	. %
Case Not Ready	14	10	. %	8	. %	6	. %	3	. %
Set for Motion on the Merits	0	0	. %	0	. %	0	. %	0	. %
Set for Oral Argument	1	1	. %	1	. %	0	. %	1	. %
Total Awaiting Hearing	17	11	. %	9	. %	7	. %	4	. %
Opinion/Order in Process	2	5	. %	3	. %	0	. %	0	. %
Total Pending Decision	19	16	. %	12	. %	7	. %	4	. %
MANDATED									
Opinions	5	7	. %	5	. %	9	. %	1	. %
Other	6	3	. %	9	. %	10	. %	7	. %
Total Mandated	11	10	. %	14	. %	19	. %	8	. %

1 Percentages are not provided when numbers are small(less than 30).

The Supreme Court  
Court Activity, Civil Appeals, 1998-2002

	1998	1999	% Chg1	2000	% Chg1	2001	% Chg1	2002	% Chg1
FILINGS									
New Filings	50	44	-12.0%	39	-11.4%	48	23.1%	56	16.7%
Transfers	9	10	. %	13	. %	9	. %	8	. %
Total Filings	59	54	-8.5%	52	-3.7%	57	9.6%	64	12.3%
DISPOSITIONS									
Opinions	38	18	. %	16	. %	16	. %	14	. %
Motion on the Merits	1	1	. %	0	. %	0	. %	0	. %
Dismissed	4	7	. %	8	. %	11	. %	11	. %
Transferred	44	26	. %	29	. %	9	. %	34	. %
Review Not Accepted	3	6	. %	7	. %	4	. %	3	. %
Other Terminations	2	3	. %	2	. %	2	. %	5	. %
Total Disposed	92	61	-33.7%	62	1.6%	42	-32.3%	67	59.5%
PENDING AT YEAR END									
Case Stayed	1	1	. %	0	. %	1	. %	1	. %
Case Ready	2	1	. %	2	. %	3	. %	0	. %
Case Not Ready	33	28	. %	19	. %	34	. %	32	-5.9%
Set for Motion on the Merits	0	0	. %	0	. %	0	. %	0	. %
Set for Oral Argument	5	6	. %	4	. %	4	. %	0	. %
Total Awaiting Hearing	41	36	-12.2%	25	. %	42	. %	33	-21.4%
Opinion/Order in Process	11	7	. %	7	. %	6	. %	10	. %
Total Pending Decision	52	43	-17.3%	32	-25.6%	48	50.0%	43	-10.4%
MANDATED									
Opinions	38	19	. %	17	. %	17	. %	12	. %
Other	54	46	-14.8%	46	0.0%	22	. %	54	. %
Total Mandated	92	65	-29.3%	63	-3.1%	39	-38.1%	66	69.2%

1 Percentages are not provided when numbers are small(less than 30).

The Supreme Court  
 Court Activity, Total Appeals, 1998-2002

	1998	1999	% Chg1	2000	% Chg1	2001	% Chg1	2002	% Chg1
FILINGS									
New Filings	60	52	-13.3%	43	-17.3%	56	30.2%	60	7.1%
Transfers	10	12	. %	20	. %	15	. %	8	. %
Total Filings	70	64	-8.6%	63	-1.6%	71	12.7%	68	-4.2%
DISPOSITIONS									
Opinions	41	26	. %	24	. %	21	. %	16	. %
Motion on the Merits	1	1	. %	0	. %	0	. %	0	. %
Dismissed	5	7	. %	9	. %	15	. %	12	. %
Transferred	48	27	. %	32	. %	11	. %	36	. %
Review Not Accepted	3	7	. %	11	. %	7	. %	5	. %
Other Terminations	2	4	. %	3	. %	5	. %	5	. %
Total Disposed	100	72	-28.0%	79	9.7%	59	-25.3%	74	25.4%
PENDING AT YEAR END									
Case Stayed	1	1	. %	0	. %	1	. %	1	. %
Case Ready	4	1	. %	2	. %	4	. %	0	. %
Case Not Ready	47	38	-19.1%	27	. %	40	. %	35	-12.5%
Set for Motion on the Merits	0	0	. %	0	. %	0	. %	0	. %
Set for Oral Argument	6	7	. %	5	. %	4	. %	1	. %
Total Awaiting Hearing	58	47	-19.0%	34	-27.7%	49	44.1%	37	-24.5%
Opinion/Order in Process	13	12	. %	10	. %	6	. %	10	. %
Total Pending Decision	71	59	-16.9%	44	-25.4%	55	25.0%	47	-14.5%
MANDATED									
Opinions	43	26	. %	22	. %	26	. %	13	. %
Other	60	49	-18.3%	55	12.2%	32	-41.8%	61	90.6%
Total Mandated	103	75	-27.2%	77	2.7%	58	-24.7%	74	27.6%

1 Percentages are not provided when numbers are small(less than 30).

The Supreme Court  
 Court Activity, Criminal Petitions for Review, 1998-2002

	1998	1999	% Chg1	2000	% Chg1	2001	% Chg1	2002	% Chg1
FILINGS									
New Filings	417	444	6.5%	412	-7.2%	373	-9.5%	366	-1.9%
Transfers	0	0	. %	0	. %	0	. %	0	. %
Total Filings	417	444	6.5%	412	-7.2%	373	-9.5%	366	-1.9%
DISPOSITIONS									
Opinions	31	44	41.9%	23	. %	37	. %	46	24.3%
Motion on the Merits	0	0	. %	0	. %	0	. %	0	. %
Dismissed	11	11	. %	11	. %	7	. %	6	. %
Transferred	0	1	. %	0	. %	0	. %	0	. %
Review Not Accepted	386	360	-6.7%	421	16.9%	281	-33.3%	259	-7.8%
Other Terminations	12	9	. %	20	. %	15	. %	18	. %
Total Disposed	440	425	-3.4%	475	11.8%	340	-28.4%	329	-3.2%
PENDING AT YEAR END									
Case Stayed	1	2	. %	4	. %	7	. %	6	. %
Case Ready	0	4	. %	3	. %	0	. %	2	. %
Case Not Ready2	172	163	-5.2%	10	. %	7	. %	15	. %
Set for Motion on the Merits	0	0	. %	0	. %	0	. %	0	. %
Set for Oral Argument2	10	10	. %	130	. %	154	18.5%	186	20.8%
Total Awaiting Hearing	183	179	-2.2%	147	-17.9%	168	14.3%	209	24.4%
Opinion/Order in Process	19	5	. %	11	. %	23	. %	16	. %
Total Pending Decision	202	184	-8.9%	158	-14.1%	191	20.9%	225	17.8%
MANDATED									
Opinions	34	46	35.3%	24	. %	32	. %	42	31.3%
Other	407	383	-5.9%	446	16.4%	309	-30.7%	281	-9.1%
Total Mandated	441	429	-2.7%	470	9.6%	341	-27.4%	323	-5.3%

1 Percentages are not provided when numbers are small(less than 30).

2 Programming improvements in 2000 more accurately categorize cases that were set for the motion calendar as "Set for Oral Argument." Previously, these cases were categorized as "Cases Not Ready."

The Supreme Court  
 Court Activity, Civil Petitions for Review, 1998-2002

	1998	1999	% Chg1	2000	% Chg1	2001	% Chg1	2002	% Chg1
<b>FILINGS</b>									
New Filings	319	339	6.3%	319	-5.9%	326	2.2%	314	-3.7%
Transfers	0	0	. %	0	. %	0	. %	0	. %
<b>Total Filings</b>	<b>319</b>	<b>339</b>	<b>6.3%</b>	<b>319</b>	<b>-5.9%</b>	<b>326</b>	<b>2.2%</b>	<b>314</b>	<b>-3.7%</b>
<b>DISPOSITIONS</b>									
Opinions	51	45	-11.8%	37	-17.8%	56	51.4%	45	-19.6%
Motion on the Merits	0	0	. %	0	. %	0	. %	0	. %
Dismissed	14	13	. %	9	. %	10	. %	8	. %
Transferred	0	0	. %	0	. %	0	. %	0	. %
Review Not Accepted	279	275	-1.4%	269	-2.2%	232	-13.8%	221	-4.7%
Other Terminations	5	8	. %	6	. %	11	. %	12	. %
<b>Total Disposed</b>	<b>349</b>	<b>341</b>	<b>-2.3%</b>	<b>321</b>	<b>-5.9%</b>	<b>309</b>	<b>-3.7%</b>	<b>286</b>	<b>-7.4%</b>
<b>PENDING AT YEAR END</b>									
Case Stayed	1	0	. %	5	. %	11	. %	5	. %
Case Ready	4	6	. %	3	. %	1	. %	0	. %
Case Not Ready2	129	107	-17.1%	6	. %	11	. %	8	. %
Set for Motion on the Merits	0	0	. %	0	. %	0	. %	0	. %
Set for Oral Argument2	15	14	. %	121	. %	137	13.2%	172	25.5%
<b>Total Awaiting Hearing</b>	<b>149</b>	<b>127</b>	<b>-14.8%</b>	<b>135</b>	<b>6.3%</b>	<b>160</b>	<b>18.5%</b>	<b>185</b>	<b>15.6%</b>
Opinion/Order in Process	18	20	. %	28	. %	19	. %	21	. %
<b>Total Pending Decision</b>	<b>167</b>	<b>147</b>	<b>-12.0%</b>	<b>163</b>	<b>10.9%</b>	<b>179</b>	<b>9.8%</b>	<b>206</b>	<b>15.1%</b>
<b>MANDATED</b>									
Opinions	54	45	-16.7%	38	-15.6%	50	31.6%	50	0.0%
Other	300	295	-1.7%	284	-3.7%	254	-10.6%	238	-6.3%
<b>Total Mandated</b>	<b>354</b>	<b>340</b>	<b>-4.0%</b>	<b>322</b>	<b>-5.3%</b>	<b>304</b>	<b>-5.6%</b>	<b>288</b>	<b>-5.3%</b>

1 Percentages are not provided when numbers are small(less than 30).

2 Programming improvements in 2000 more accurately categorize cases that were set for the motion calendar as "Set for Oral Argument." Previously, these cases were categorized as "Cases Not Ready."

The Supreme Court  
Court Activity, Other Reviews, 1998-2002

	1998	1999	% Chg1	2000	% Chg1	2001	% Chg1	2002	% Chg1
FILINGS									
New Filings	413	579	40.2%	759	31.1%	617	-18.7%	601	-2.6%
Transfers	2	5	. %	5	. %	6	. %	20	. %
Total Filings	415	584	40.7%	764	30.8%	623	-18.5%	621	-0.3%
DISPOSITIONS									
Opinions	25	16	. %	21	. %	22	. %	22	. %
Motion on the Merits	0	0	. %	0	. %	0	. %	0	. %
Dismissed	33	19	. %	21	. %	310	. %	44	-85.8%
Transferred	34	61	79.4%	42	-31.1%	103	145.2%	82	-20.4%
Review Not Accepted	301	326	8.3%	351	7.7%	378	7.7%	407	7.7%
Other Terminations	61	75	23.0%	107	42.7%	72	-32.7%	84	16.7%
Total Disposed	454	497	9.5%	542	9.1%	885	63.3%	639	-27.8%
PENDING AT YEAR END									
Case Stayed <sup>2</sup>	2	76	. %	278	265.8%	8	. %	9	. %
Case Ready	0	7	. %	5	. %	6	. %	4	. %
Case Not Ready	88	86	-2.3%	74	-14.0%	113	52.7%	101	-10.6%
Set for Motion on the Merits	0	0	. %	0	. %	0	. %	0	. %
Set for Oral Argument	2	11	. %	2	. %	4	. %	4	. %
Total Awaiting Hearing	92	180	95.7%	359	99.4%	131	-63.5%	118	-9.9%
Opinion/Order in Process	6	2	. %	11	. %	6	. %	6	. %
Total Pending Decision	98	182	85.7%	370	103.3%	137	-63.0%	124	-9.5%
MANDATED									
Opinions	27	15	. %	19	. %	22	. %	21	. %
Other	434	473	9.0%	504	6.6%	862	71.0%	615	-28.7%
Total Mandated	461	488	5.9%	523	7.2%	884	69.0%	636	-28.1%

1 Percentages are not provided when numbers are small(less than 30).

2 The overwhelming majority of personal restraint petitions that were filed in 2000 and stayed as of 12/31/2000, were awaiting the opinion in In re Personal Restraint of Matteson, 142 Wn.2d 298, 12 P.3d 585 (2000). That opinion was filed 11/02/2000, and Certificate of Finality was issued 1/24/2001. The stayed cases were dismissed in 2001.